

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS**

**Monday, September 12, 1994**

- 9:00 a.m. - 10:00 a.m.            Board of Health - Pat Pearce, Director.
- 1)     Public Hearing - Revisions to Skagit County Code 12.36 - Food Service Requirements.
  - 2)     Discussion - Skagit County Code 12.04 On-Site Sewage Rules Re-Write Committee.
  - 3)     Needle Exchange Program Update.
  - 4)     Public Health Improvement Plan Status.
- 10:00 a.m. - 11:00 a.m.        Public Works Department - Rich Medved, Director.
- 1)     Public Hearing - Disposal of County Surplus Property.
  - 2)     Public Hearing - Consideration of Vacation of Unused Alleyway in the Plat of Blanchard.
  - 3)     Discussion for Signature - Easement for Department of Transportation/Swift Rail Project (Blanchard Area).
  - 4)     Signature - Revised Right-of-Way Plans for Snee-Oosh/Reservation Road Intersection.
  - 5)     Signature - Personal Services Agreement with Leonard, Boudinot & Skodje for Replacement of Property Corner/Wildwood Lane and Drainage Project Design/Blodgett Road and Smiley Drive.
  - 6)     Miscellaneous.
- 11:00 a.m. - 11:15 a.m.        Signature - Resolution Establishing \$50 Treasurer's Adjustment Fund.
- CONSENT AGENDA.**
- MISCELLANEOUS.**
- 1:30 p.m. - 2:00 p.m.        Consideration of Private Roadway and Utility Crossing Easement (Cascade Trail) for Lois Theodoratus, 3593 Highway 20, Concrete.
- 2:00 p.m. - 3:00 p.m.        Work Session - Inventory of County Property.
- 3:30 p.m. - 4:30 p.m.        Executive Session - Personnel, Litigation and Land Acquisition.

The Skagit County Board of Commissioners met in regular session on Monday, September 12, 1994, with Commissioners Harvey Wolden, Robby Robinson and Robert Hart present.

**BOARD OF HEALTH - Pat Pearce, Director.**

1.     Public Hearing - Revisions to Skagit County Code 12.36 - Food Service Requirements.

Corinne Story, Health Department Staff, reviewed with the Board the proposed revision to the Skagit county Code Section 23.36.045 regarding food service establishments. Ms. Story advised that to date, the Skagit County Health Department has not received any comments or letters, either for or against, this revision. Ms. story further advised that the Skagit County Health Department recommends that the Board approve this

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revision as proposed.

There being no public comment forthcoming Chairman Wolden moved to close the public hearing. Commissioner Hart seconded the motion, which carried unanimously.

Commissioner Hart moved to adopt the Ordinance revising Skagit County Code Chapter 12.36 to adopt Chapter 246-215 W.A.C. by reference. Commissioner Robinson seconded the motion, which passed unanimously. (Ordinance #15487)

2. Discussion - Skagit County Code 12.04 On-Site Sewage Rules Re-Write Committee.

George Ridgeway, Sewage Program Manager, advised the Board that it would be prudent to develop a citizen's committee to assist in revising Skagit County's Rules and Regulations for On-Site Sewage Disposal. Mr. Ridgeway reviewed a letter that was sent to private citizenry soliciting volunteers for such a committee, and the subsequent responses received. Mr. Ridgeway advised that it has been 10 years or more since the pertinent sewage code has been revised. Commissioner Robinson indicated that the proposed list of committee members contains a good mix of interested citizens. Mr. Ridgeway advised that the goal date for completion of the revisions to the sewage code is January 1, 1995.

Tom Karsh, Permit Coordinator, stated that the pertinent State Board of Health laws need local input especially on enforcement regulation, penalties, and designer/installer programs. Mr. Karsh noted that no one from the banking and title industries expressed interest in participating on this committee.

Commissioner Hart mentioned that the County has experienced an inordinate amount of failure of alternative systems, and some areas need clarification. Chairman Wolden expressed the need for better installation parameters.

Commissioner Robinson moved to approve the Resolution regarding the Selection of Sewage Code Revision Committee. Commissioner Hart seconded the motion, which passed unanimously. (Resolution #15488)

3. Needle Exchange Program Update.

Dr. Howard Liebrand, Health Officer, advised that the Needle Exchange Committee has been meeting and there is a consensus that the County needs and would benefit from a needle exchange program. Several different options have been discussed and the concurrence is that the best way to fund such a program is to use existing resources currently available. Dr. Liebrand has met with police chiefs and the sheriff's office to discuss issues of surveillance and enforcement. It has been determined that the logical place to accomplish a needle exchange program would be at the Health Department facilities. Additional locations in other communities may be more difficult. Dr. Liebrand indicated that the Health Department would like to proceed with this pilot program in Mount Vernon for the exchange of needles and the distribution of information. On a scheduled basis, advertised, cost would be minimal and would come out of existing funds and budget. Dr. Liebrand advised that the pilot program will iron out problems and establish the best procedures for this type of program and asked for the Board's approval.

Commissioner Robinson stated that the citizenry cannot close their eyes to this type of program.

After a brief discussion of the anticipated volume of users and the absorption of the costs involved with existing budgets and personnel, the Board concurred with Dr. Liebrand's proposal.

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4. Public Health Improvement Plan Status.

John Thayer, Health Department Staff, reviewed with the Board the background of the Public Health Improvement Plan (PHIP) wherein a specific portion of local property taxes are paid into a local public health account. Mr. Thayer also reviewed specific public emergencies in the past and the importance of community based methods of handling such situations. Mr. Thayer advised there is a transition in personal health involving sexually transmitted diseases, HIV/AIDS, tuberculosis, immunization and family planning and reproductive health objectives. The necessity for regional approaches to specialized problems were discussed.

Mr. Thayer reviewed the most significant activity affecting public health in Washington State and briefly discussed the legislation necessary to enact and fund the PHIP in the 1995 legislative session.

**PUBLIC WORKS DEPARTMENT - Rich Medved, Director.**

1. Public Hearing - Disposal of County Surplus Property.

Robin LaRue, Assistant Director of the Public Works Department, informed the Board that the proper advertisement has been accomplished and no correspondence for or against the surplussing of this equipment has been received.

Commissioner Hart queried Charles Tewalt, Public Works Staff, on specifics of several of the items.

There being no further public comment forthcoming, Commissioner Robinson moved to close the public hearing. The motion was seconded by Commissioner Hart, and unanimously carried.

Commissioner Robinson moved to approve the Resolution regarding the Disposal of County Surplus Property. The motion was seconded by Commissioner Hart and unanimously passed. (Resolution #15489)

2. Public Hearing - Consideration of Vacation of Unused Alleyway in the Plat of Blanchard.

Linda Leonhart, Public Works Department Staff, reviewed with the Board the exact location of the proposed vacation. Ms. Leonhart advised that all of the property owners, except for one, have signed the petition for the vacation of this right-of-way.

Lynn Lennox, Blanchard Sewer Committee member, indicated that the County expended no money to acquire or improve the right-of-way and, therefore, requested that this alleyway be vacated for only the costs incurred for this public hearing.

There being no further public comment forthcoming, Commissioner Robinson moved to close the public hearing. The motion was seconded by Commissioner Hart and unanimously carried.

Commissioner Hart moved to approve the vacation of the unused alleyway in the plat of Blanchard for no charge except the public hearing associated costs of \$82.85. Commissioner Robinson seconded the motion. The motion passed unanimously.

3. Discussion for Signature - Easement for Department of Transportation/Swift Rail Project (Blanchard Area).

Ms. Leonhart reviewed with the Board the exact location of this proposed easement for the Department of Transportation/Swift Rail Project in the Blanchard area. The Board determined that this piece of property has no value to the County. Ms. Leonhart advised that an adjacent property owner may also ask for a vacation of County property adjoining their property. Commissioner Robinson moved to approve the easement as presented by Staff. The motion was seconded by Commissioner Hart and unanimously carried. (Deed #00384)

4. Signature - Revised Right-of-Way Plans for Sneec-Oosh/Reservation Road Intersection.

Dave Sheridan, Public Works Staff, advised that this project is part of the spot safety improvement program and requested the Board's approval on the revised right-of-way plans. Changes were made during subsequent contact with the Bureau of Indian Affairs and, after additional staff review, minor changes have been made to the right-of-way plan. The Board approved the changes to the plans.

5. Signature - Personal Services Agreement with Leonard, Boudinot & Skodje for Replacement of Property Corner/Wildwood Lane and Drainage Project Design/Blodgett Road and Smiley Drive.

Dave Brookings, Public Works Staff, reviewed the purpose of the subject Personal Services Agreement with Leonard, Boudinot and Skodje. Engineering services were specifically described and will not exceed \$8,500 according to Mr. Brookings. Commissioner Hart moved to approve the Personal Services Agreement with Leonard, Boudinot and Skodje for the design of the two projects as described by Staff, and not to exceed \$8,500. Commissioner Robinson seconded the motion, which unanimously carried. (Contract #01252)

7. Miscellaneous.

A. The upcoming relocation of the Public Works Department was briefly discussed. This move will be accomplished by Monday, September 19.

B. The Board received clarification of the Public Works Consent Agenda items.

SIGNATURE - RESOLUTION ESTABLISHING \$50 TREASURER'S ADJUSTMENT FUND.

Judy Menish, Treasurer, explained the need for a fund to make up small differences in monies received similar to an "over and short" fund to be used for payment of property taxes only. Mike Woodmansee, Budget/Finance Director questioned Ms. Menish on the necessity for such a fund and the possibility of using existing accounts. Commissioner Robinson moved to approve the Resolution Establishing a \$50 Treasurer's Adjustment Fund. The motion was seconded by Commissioner Hart and passed unanimously. (Resolution to be provided by Staff at a Later Date).

Ms. Menish also presented a Resolution to the Board Awarding a Contract to Moore Business Communication Systems for the Skagit County Treasurer's Office Tax Statement Mailings. The lack of vendors able to provide similar services was briefly discussed. Commissioner Hart moved to approve the Resolution as presented by Staff. The motion was seconded by Commissioner Robinson, with the provision that other bidders need to provide detailed comparative bid information. The motion unanimously carried. (Resolution #15490)

CONSENT AGENDA.

Commissioner Robinson moved to approve the Consent Agenda as provided by Staff, except Item #13 which needed further explanation from Roger Howard, Facilities Director. Commissioner Hart seconded the motion, which was unanimously approved.

\* Commissioners' Office:

1. Record of the Proceedings from Tuesday, September 6, 1994.
2. Call for Public Hearing to Consider Amending Section 10.12 of the Skagit County Code Relating to Skagit County Parking Lots. (Resolution #15491)
3. Personal Services Agreement with Rich Galvez to provide a 3-day leadership training program for the period October 4-7, 1994 for maximum consideration of \$2,700. (Contract #02153)

\* Best SELF:

4. Personal Services Agreement with Dona Hargrave for reading, writing and language instruction for the period June 1, 1994 through August 18, 1994, for total compensation of \$230. (Contract #02154)
5. Personal Services Agreement with Sue Schauer for reading, writing and language instruction for the period June 1, 1994 through August 18, 1994, for total compensation of \$230. (Contract #02155)

\* Public Works:

6. Final Order of Vacation of Unnamed County Right-of-Way Off District Line Road requested by Todd and Tamara Power, et al.
7. Resolution Calling for Public Hearing to Consider Parking Restrictions on Fir Island Road, No. 4020, in the Vicinity of Snow Goose Produce. (Resolution #15492)
8. Personal Services Agreement with Whatcom Security Agency, Inc. for security services/nighttime patrols at the Resource Recovery Facility for the term September 1, 1994 through December 31, 1994 for total compensation of \$1,200. (Contract #02156)
9. Out-of-State Travel Request for Charles Tewalt to attend the Pacific International Exposition in Portland, Oregon, for equipment updates and demonstrations, October 4-6, for a total of \$150.
10. Out-of-State Travel Request for Dub Queen to attend the Pacific International Exposition in Portland, Oregon, for equipment updates and demonstrations, October 4-6, for a total of \$140.
11. Personal Services Agreement with Materials Testing & Consulting, Inc. for special ash sampling and analysis to determine toxicity of ash per the waste stream for the period May

1, 1994 through December 31, 1994 at a maximum consideration of \$2,500. (Contract #02157)

\* Juvenile Probation:

12. Amendment to Contract #01912 with Department of Social and Health Services increasing the scope of work and the contract amount by \$46,585 for a maximum consideration not to exceed \$421,169. (Contract #01912)

\* Facilities:

13. Personal Services Agreement with Bray Irrigation and Landscape for installation of an automated irrigation system in the landscaped area of the Kincaid Street parking lot for the period July 20, 1994 through September 30, 1994 for maximum consideration of \$2,375.

\* Senior Services:

14. Nutrition and Information Assistance Grant renegotiation documents including 1995 Senior Nutrition Budget, 1995 Project Workplans, 1995 Service Level and Targeting Projections and Statement of Assurances, necessary for Skagit County to continue providing Senior Nutrition (Congregate and Home-delivered) meal services. (Contract #02158)

MISCELLANEOUS.

1. The Final Plat of Sandy Lane was approved by the Board.
2. A Call for Public Hearing to Consider a New Section of Chapter 9.04 of the Skagit County Code Forbidding the Operation of Motorized Vehicles on the Cascade Trail was presented to the Board. A brief discussion ensued on the use of such a resolution as an enforcement tool. Language is general - it is an enforcement tool. The Board indicated their desire to contact those individuals owning property adjacent to be advised of the public hearing so that their input can be solicited. Commissioner Robinson moved to approve the Call for Public hearing as presented by Staff. Commissioner Hart seconded the motion, which was unanimously approved. (Resolution #15493)
3. Staff presented for signature a Memorandum of Agreement with the Anacortes Chamber of Commerce for providing employment opportunities for At-Risk Youth in the Anacortes area. Merchants hire these students and are reimbursed by the Anacortes Chamber of Commerce, who in turn receive a contribution from the County at a rate of \$2.50 per hour for a maximum of \$1,000. Commissioner Hart moved for the Approval of the Memorandum of Agreement with Anacortes Chamber of Commerce for At-Risk Youth Services. The motion was seconded by Commissioner Robinson, and was unanimously approved. (Contract #02159)
4. Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, September 12, 1994, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- A. MW118876-34 in the Total amount of \$7,964.69 (Transmittal #C-47-94)
  - B. Voucher numbers 4011728 through 4011742, 4001-27 through 4001-29, 4007-1 through 4007-16, 4020-42 through 4020-52, 4019-50 through 4019-7, 4017-91 through 4017-102, 4118-91 through 4118-103, 4101-134 through 4101-176, 4FID-303 through 4FID-320, and 4#L-199 through 4#L-206 (Warrant numbers 118274 through 118875) in the total amount of \$1,604,071.78 (Transmittal #C46-94).
5. Staff presented a State of Washington Local Government Air Fare Use Agreement for signature by the Board as previously discussed. The Board indicated their approval of this program and Commissioner Hart moved to execute the necessary paperwork. Commissioner Robinson seconded the motion, which carried unanimously. (Contract #02160).

**CONSIDERATION OF PRIVATE ROADWAY AND UTILITY CROSSING EASEMENT (CASCADE TRAIL)**  
**FOR LOIS THEODORATUS, 3593 HIGHWAY 20, CONCRETE.**

Steve Colby, Parks Department Staff, presented to the Board a Private Roadway and Utility Crossing Easement for Lois Theodoratus. The purpose of the easement is to provide access for ingress, egress and utilities to property owned by Mrs. Theodoratus. The document is the result of discussions with the Chief Civil Deputy, John Moffat. This document will be used as an example for future additional easements that may be required.

The placement of such easements and the possible Department of Natural Resources limitations to accesses were briefly discussed. The Board reviewed the exact location of the access and the short plat for this area.

Chairman Wolden clarified with Mrs. Theodoratus that the proposal is for a gravel private roadway for only one residence.

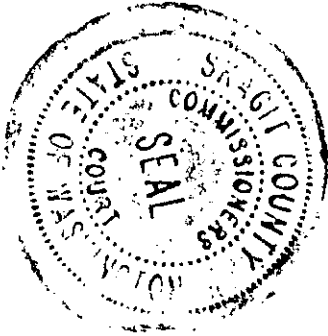
Commissioner Robinson moved to approve the Private Roadway and Utility Crossing Easement for Lois Theodoratus. Commissioner Hart seconded the motion, which passed unanimously.

Staff agreed to record the necessary document and provide Mrs. Theodoratus with a copy. (Deed #00385)

ADJOURNMENT.

Commissioner Robinson motioned to adjourn the proceedings. Commissioner Hart seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON



  
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Harvey Wolden, Chairman

  
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Robby Robinson, Commissioner

  
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Robert Hart, Commissioner

ATTEST:

  
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Patti J. Owen, Clerk  
Skagit County Board of Commissioners